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 on October 5, 1994.

By Ellen J. Kapinos
 Ellen J. Kapinos

GI 5182A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Hewick et al Group Art Unit: 1814
 Serial No. : 07/800,364 Examiner : K. Furman
 Filed : November 26, 1991
 For : DNA ENCODING AND METHODS FOR PRODUCING BMP-8 PROTEINS

BOX AF
 Hon. Commissioner of Patents
 and Trademarks
 Washington, DC 20231

NOTICE OF APPEAL

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated April 7, 1994 of the Primary Examiner finally rejecting claims 6, 9, 13, 16-19, 26-33 and 35. Subsequent to Applicants' Request for Reconsideration and Amendment after Final under 37 CFR 1.116, filed herewith, currently pending claims are enclosed herewith as Appendix A to this Appeal.

A Petition for a Three Month Extension of Time and Fee are being filed herewith resetting the date for response from July 7 to October 7, 1994.


Applicants hereby authorize payment of two-hundred and seventy dollars (\$280.00) pursuant to 37 CFR 1.17(a) from Deposit Account No. 07-

05/14/91 10/14/94 07800364 07-1060 140 119 280.00 CH-RKS

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1060. Although no additional fees are believed due, the Commissioner is hereby authorized to charge any additional fees or credit any overpayment to Deposit Account No. 07-1060.

Respectfully submitted,



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